

Remarks**Double Patenting Rejection**

The applicant hereby submits a Terminal Disclaimer in compliance with 37 CFR 1.321(c) to overcome the nonstatutory double patenting rejection made by the Examiner. The owner of both U.S. Patent No. 6,622,790 and the present pending application is Vitech Holdings, L.P. The assignment of U.S. Patent No. 6,622,790 is recorded at Reel No. 014128, Frame No. 0467 on November 17, 2003. The assignment of U.S. Patent Application No. 10/606,679 to Vitech Holdings, L.P. is recorded at Reel No. 014614, Frame No. 0570. The recordation date of the assignment is May 10, 2004.

Request to Rescind NonPublication Request

The applicant hereby requests that the prior filed NonPublication Request be rescinded and the present application be published accordingly eighteen months from the earliest claimed filing date for which a benefit is claimed.

Conclusion

The examiner is invited to call the undersigned at the below-listed telephone number if, in the opinion of the examiner, such a telephone conference would expedite or aid the prosecution and examination of this application.

Date: May 18, 2004

Respectfully submitted,



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